

I hereby certify that this correspondence is being transmitted via first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C., 20231, on:

Date: 4/5/01

By: Deborah Brockmeyer

Attorney Docket No. 5525-0015.21

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Stephen C. Macevicz

SERIAL No.: 09/280,270

FILED: March 29, 1999

FOR: DNA SEQUENCING BY PARALLEL
OLIGONUCLEOTIDE EXTENSIONS

EXAMINER: Frank Lu

ART UNIT: 1655

TECH CENTER 1600/2900

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Terminal Disclaimer

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Lynx Therapeutics, Inc., Assignee of

☒ the entire right, title and interest

in the above-identified patent application by virtue of 1) an Assignment by the inventor to Lynx recorded in the USPTO at Reel/Frame 7635/0916 on September 15, 1995, 2) assignment by Lynx to Spectragen, Inc. recorded at Reel/Frame 7777/0020 on January 18, 1996, and 3) merger of Spectragen, Inc. into Lynx Therapeutics, Inc. on October 23, 1996 recorded in the U.S. Patent and Trademark Office at Reel 8605, Frame 0332 on June 10, 1997, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 USC §154 to §156 and §173, as presently shortened by any terminal disclaimer, of U.S. Patent No. 5,750,341, issued May 12, 1998.

The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the above-listed patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 USC §154 to §156 and §173 of the above-listed patent, as

presently shortened by any terminal disclaimer, in the event that said patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

1. Authority of Undersigned

The undersigned is an attorney or agent of record.

2. Fee Payment

- ☒ Enclosed is a check in the amount of \$420.00 which includes the Terminal Disclaimer fee under 37 CFR 1.20 of: ☒ Large entity (\$110.00)

Respectfully submitted,



LeeAnn Gorthey
Registration No. 37,337

Date:

4-5-01

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